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Counsel for Defendant China Export & Credit Insurance Corporation a/k/a Sinosure

**UNITED STATES DISTRICT COURT
DISTRICT OF UTAH CENTRAL DIVISION**

ORBIT IRRIGATION PRODUCTIONS, INC.,
a Utah Corporation,

Plaintiff,

vs.

SUNHILLS INTERNATIONAL, LLC, a
California limited liability company; and DOES
1-10,

Defendants.

ORBIT IRRIGATION PRODUCTIONS, INC.,
a Utah Corporation,

Plaintiff,

MOTION TO DISMISS

Consolidated Case No. 1:10-cv-00113 DB

Honorable Dee Benson

[Case No. 1:11-cv-0012-DB]

vs.

TAIZHOU DONGFANG LIGHT DECORATIONS CO., LTD., a Chinese company; ZHEJIANG HONGCHEN IRRIGATION EQUIPMENT CO., LTD, a Chinese Corporation; LUO JUN, an individual; CHINA EXPORT & CREDIT INSURANCE CORPORATION a/k/a SINOSURE, a Chinese corporation; JANICE CAPENER, and individual; DAN CAPENER, an individual; SUNHILLS INTERNATIONAL, LLC, a California limited liability company; RONG PENG, an individual; TIM MIKA, an individual; “MEGAN DOE,” and individual; “MANDY DOE,” and individual; and DOES 3-10,

Defendants.

Defendant China Export & Credit Insurance Corporation a/k/a Sinosure, a Chinese corporation (“Sinosure”), by and through counsel, hereby submits its Motion to Dismiss pursuant to Fed R. Civ. P. 12(b)(2) and (6), or, alternatively dismissal on the ground of *forum non conveniens* and for such other relief this Court may deem just and proper.

The basis for this motion is that Sinosure lacks sufficient minimum contacts with the State of Utah necessary to establish personal jurisdiction over it, nor has Plaintiff pled such minimum contacts. Nor has Plaintiff pled enough facts to state a claim for relief against Sinosure. As an alternative, and for the convenience of parties and witnesses, the Court should dismiss the claims as against Sinosure in favor of alternative forum in the People’s Republic of China.

DATED this 19th day of June, 2012.

Respectfully submitted,

Wilson, Elser, Moskowitz, Edelman &
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By: /s/ Jean Claude Mazzola
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CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of June, 2012, I electronically filed, and caused to be served via Notice of Electronic Filing, a true and correct copy of the foregoing **MOTION TO DISMISS** upon the following:

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